Wednesday, November 17, 2021

Hearing Room

303

11:00 AM

1: - Chapter

#0.00 All hearings on this calendar will be conducted remotely, using ZoomGov video and audio.

Parties in interest and members of the public may connect to the video and audio feeds, free of charge, using the connection information provided below.

Individuals may participate by ZoomGov video and audio using a personal computer (equipped with camera, microphone and speaker), or a handheld mobile device (such as an iPhone or Android phone). Individuals may opt to participate by audio only using a telephone (standard telephone charges may apply).

Neither a Zoom nor a ZoomGov account is necessary to participate and no preregistration is required. The audio portion of each hearing will be recorded electronically by the Court and constitutes its official record.

Video/audio web address: https://cacb.zoomgov.com/j/1603670553

ZoomGov meeting number: 160 367 0553

Password: 148584

Telephone conference lines: 1 (669) 254 5252 or 1 (646) 828 7666

For more information on appearing before Judge Barash by ZoomGov, please see the information entitled "Tips for a Successful ZoomGov Court Experience" on the Court's website at: https://www.cacb.uscourts.gov/judges/honorable-martin-r-barash under the tab "Telephonic Instructions."

Docket 0

Tentative Ruling:

- NONE LISTED -

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11:00 AM

1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#1.00 Trustee's motion for order approving compromises with Ghorbanian regarding objection to claim no. 7 and settlement of related cross-complaint

Docket 521

Tentative Ruling:

Tentative Ruling for November 17, 2021: Grant.

Party Information

Debtor(s):

Mohammad Sadegh Namazikhah Represented By

Raymond H. Aver

Trustee(s):

David Seror (TR) Represented By

Nancy H Zamora

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1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#2.00 Trustee's motion for turnover of settlement funds, inheritance property, and related documents

Docket 524

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mohammad Sadegh Namazikhah Represented By

Raymond H. Aver

Trustee(s):

David Seror (TR) Represented By

Nancy H Zamora

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1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#3.00 Status conference re: Ghorbanian DDS, Inc., and Ghorbanian DDS II, Inc. [claim no. 7] or, in the alternative to estimate claim for allowance purposes

fr. 5/7/19; 5/13/19, 6/11/19; 7/17/19, 12/5/19, (advanced fr.12/11/19), 12/10/19, 2/19/20; 4/1/20; 6/10/20, 8/12/20, 9/2/20, 9/14/20, 12/9/20, 2/18/21, 4/29/21, 9/8/21, 10/13/21

Docket 268

Tentative Ruling:

Ruling for October 13, 2021: Continued to 11/17/21 at 11:00 a.m.

<u>Final Ruling for September 8, 2021:</u> The matter has settled. Based on the representations of the parties that a motion to approve compromise will be filed, the status conference is continued to **October 13, 2021 at 1:30 p.m.** The parties are required to file an updated status report no later than September 29, 2021. Appearances are waived.

<u>Final Ruling for April 29, 2021:</u> Based on the representations of the parties that a mediation has been scheduled, the status conference is continued to **September 8, 2021 at 1:30 p.m.** The parties are required to file an updated status report no later than August 25, 2021. Appearances are waived.

<u>Final Ruling for February 18, 2021:</u> Based on the representations of the parties that there are ongoing settlement discussions and the parties are interested in mediation, the status conference is continued to **April 29, 2021 at 1:30 p.m.** to provide the parties with an opportunity to mediate their dispute. Appearances are waived.

<u>Final Ruling for 12/9/20:</u> Based on the representations of the parties that there are ongoing settlement discussions, the status conference is continued to **February 18, 2021 at 1:30 p.m.** The parties are required to file a joint status report no later than February 11, 2021 explaining the status of settlement or alternatively, a proposed

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CONT... Mohammad Sadegh Namazikhah

Chapter 7

litigation schedule.

Ruling for 9/14/20: Continued to 12/9/20 at 11:00 a.m. Parties are ordered to mediate. This will be noted on the docket. Parties should agree to a mediator and then lodge an order.

Ruling for April 1, 2020: Continued to June 10, 2020 at 1:30 p.m. The parties must file and serve a status report no later than May 27, 2020. Appearances are waived.

April 1, 2020 April 1, 2020

Based on United States District Court Chief Judge's Order No. 20-042 closing all of the courthouses to the public, and United States Bankruptcy Court General Order No. 20-02 making telephonic appearances mandatory, this will be a *telephonic hearing only*. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT ((888)-882-6878). Additional details are available by visiting their website: https://courtcall.com.

Ruling for 2/19/20: Continued to 4/1/20 at 11:00 a.m.

Ruling for 12/10/19: Continued as a status conference until after the chapter 7 trustee is appointed. Continued to 2/19/20 at 11:00 a.m. Ghorbanians must file and serve a notice of continued status conference.

Ruling for July 17, 2019

The Ghorbanian Parties are ordered to produce documents, and serve amended responses / objections, to the subpoena served by the Debtor no later than July 31, 2019. The Court approves all other provisions of the parties' stipulation/status reports.

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CONT... Mohammad Sadegh Namazikhah

Chapter 7

Debtor shall lodge an order approving. In the future the parties are admonished to prepare a proper discovery stipulation rather than each side filing a "status report" regarding the discovery dispute. No further status conference will be held on this motion. The pretrial conference remains on calendar for December 5, 2019 at 2:30 p.m.

Ruling for 6/11/19: Continued as status conference to 7/17/19 at 1:30 p.m. Evidentiary hearing set for 12/16/19 at 10:00 a.m., afternoon of 12/17, and 12/20/19 at 10:00 a.m.

Ruling for 5/13/19: Continued to 6/11/19 at 1:30 p.m.

Ruling for 5/7/19: Continued to 5/13/19 at 10:00 a.m. as a status conference.

Party Information

Debtor(s):

Mohammad Sadegh Namazikhah

Represented By Raymond H. Aver

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1:15-13134 Mohammad Sadegh Namazikhah

Chapter 7

#3.10 Stipulation by Mohammad Sadegh Namazikhah and trustee to extend time to respond to motions for turnover and compromise

Docket 533

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Mohammad Sadegh Namazikhah Represented By

Raymond H. Aver

Trustee(s):

David Seror (TR) Represented By

Nancy H Zamora

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1:30 PM

1:15-11139 Shahen Martirosian

Chapter 7

Adv#: 1:16-01091 Khachatryan v. Martirosian et al

#4.00 Status conference re: distribution of net sales proceeds

Docket 173

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Shahen Martirosian Represented By

Armine Singh Jilbert Tahmazian

Defendant(s):

Shahen Martirosian Pro Se

Virginia Martirosian Represented By

Stuart R Simone

Anahit Harutyunyan Represented By

Stuart R Simone

CPI Real Estate Group, Inc. Pro Se

4705 EXCELENTE INC. Represented By

Jilbert Tahmazian

CITY NATIONAL FINANCE Represented By

Benjamin A Yrungaray Jilbert Tahmazian

Nathan Jamal Dawood Represented By

Benjamin A Yrungaray

Plaintiff(s):

Vazgen Khachatryan Represented By

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CONT... Shahen Martirosian

Chapter 7

Trustee(s):

Amy L Goldman (TR)

Represented By Jorge A Gaitan

Alana B Anaya

Wednesday, November 17, 2021

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1:30 PM

1:17-10452 Richard J Disisto

Chapter 7

Adv#: 1:21-01026 Disisto v. de Rothschild

#5.00 Status conference re complaint for: declaratory relief, for contempt and contempt damages, and for a determination of dischargeability of debt (with exhibits 1-15, inclusive)

fr. 7/22/21, 9/29/21

Docket 1

*** VACATED *** REASON: Proceeding dismissed under F.R.Civ.P. 41(a) (1)(A). Adv. Dkt. 9

Tentative Ruling:

<u>Final Ruling for September 29, 2021:</u> Based on the Plaintiff's representations in his unilateral status report indicating a settlement has been reached, the Court will continue this hearing to 11/17/21 at 1:30 p.m. to allow the parties time to finalize their settlement agreement. If the settlement documents are not filed with the Court by that date, then the parties must file a joint status report no later than 11/3/21. Appearances waived.

Party Information

Debtor(s):

Richard J Disisto Represented By

Andrew Goodman

Defendant(s):

Monroe Jacques de Rothschild Pro Se

Plaintiff(s):

Richard J. Disisto Represented By

Larry Slade Kurt Ramlo

Trustee(s):

David Seror (TR) Pro Se

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1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01003 GOTTLIEB v. Campbell

#6.00 Status conference re amended complaint for:

- (1) recovery of money / property § 548.fraudulent transfer
- (2) recovery of money / property other

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20,10/29/20; 1/21/21; 3/26/21, 7/22/21, 9/29/21

Docket 3

Tentative Ruling:

Tentative Ruling for November 17, 2021

The Court has entered its order in the main bankruptcy case granting the trustee's motion and approving the parties' settlement. The settlement agreement provides that the parties are to file a stipulation to dismiss this adversary. Unless the parties file their stipulation to dismiss this adversary proceeding prior to the status conference, appearances required.

<u>Final Ruling for September 29, 2021:</u> Based on the parties' representations that (1) the case has settled; (2) the settlement agreement has been fully executed; and (3) the chapter 7 trustee will be filing a Rule 9019 motion by September 28, 2021, the status conference is continued to November 17, 2021 at 1:30 p.m. If the chapter 7 trustee fails to file a Rule 9019 motion, then the parties are required to file a joint status report no later than November 3, 2021.

Final Ruling for July 22, 2021: The chapter 7 trustee filed a Notice of Settlement on 3/25/21. However, the trustee has not yet filed a Rule 9019 motion. The status conference is continued to **September 29, 2021 at 1:30 p.m.** to provide the parties with an opportunity to document the settlement and file a Rule 9019 motion. Appearances waived.

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1:30 PM

CONT... Penthouse Global Media, Inc.

Chapter 7

Ruling for March 26, 2021: Matter has settled. Status conference continued to 7/22/21 at 1:30 p.m.

Ruling for October 29, 2020:

Continued to January 21, 2021 at 1:30 p.m.

Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

Ruling for 6/26/20: Continued to 8/13/20 at 2:30 p.m. No new status report required.

Ruling for 3/19/20: Continued to 6/25/20 at 1:30 p.m. Trustee shall file a motion for default judgment before that date. Trustee should set the motion for default judgment for 6/25/20 at 1:30 p.m. If this is done, then no updated status report is needed.

March 19, 2020

Telephonic Hearing Only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through April 30 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 88-COURT (866-582-6878). Additional details are available by visiting their website: https://courtcall.com.

Party Information

Debtor(s):

Penthouse Global Media, Inc. Represented By

Michael H Weiss

Defendant(s):

Robert Campbell Pro Se

Plaintiff(s):

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DAVID K GOTTLIEB Represented By
Bradley E Brook

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CONT... Penthouse Global Media, Inc.

Chapter 7

Trustee(s):

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir Bradley E Brook

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1:18-10098 Penthouse Global Media, Inc.

Chapter 7

Adv#: 1:20-01004 GOTTLIEB v. Holland et al

#7.00 Status conference re complaint for:
recovery of money/property - 548 fraudulent transfer
other actions that would have been brought in state court
if unrelated to bankruptcy

fr. 3/19/20, 6/25/20, 6/26/20, 8/13/20, 8/21/20, 10/29/20, 1/21/21; 3/26/21. 7/22/21, 9/29/21

Docket 1

Tentative Ruling:

Tentative Ruling for November 17, 2021

The Court has entered its order in the main bankruptcy case granting the trustee's motion and approving the parties' settlement. The settlement agreement provides that the parties are to file a stipulation to dismiss this adversary. Unless the parties file their stipulation to dismiss this adversary proceeding prior to the status conference, appearances required.

Final Ruling for September 29, 2021: Based on the parties' representations that (1) the case has settled; (2) the settlement agreement has been fully executed; and (3) the chapter 7 trustee will be filing a Rule 9019 motion by September 28, 2021, the status conference is continued to November 17, 2021 at 1:30 p.m. If the chapter 7 trustee fails to file a Rule 9019 motion, then the parties are required to file a joint status report no later than November 3, 2021.

<u>Final Ruling for July 22, 2021:</u> The chapter 7 trustee filed a Notice of Settlement on 3/25/21. However, the trustee has not yet filed a Rule 9019 motion. The status conference is continued to **September 29, 2021 at 1:30 p.m.** to provide the parties with an opportunity to document the settlement and file a Rule 9019 motion. Appearances waived.

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CONT... Penthouse Global Media, Inc.

Chapter 7

Ruling for March 26, 2021: Matter has settled. Status conference continued to 7/22/21 at 1:30 p.m.

Ruling for October 29, 2020:

Continued to January 21, 2021 at 1:30 p.m.

Ruling for August 21, 2020:

Continued to October 29, 2020 at 1:30 p.m.

Ruling for 6/26/20: Continued to 8/13/20 at 2:30 p.m. Trustee should file a notice of continued status conference.

Ruling for 3/19/20: Continued to 6/25/20 at 1:30 p.m. Updated joint status report must be filed by 6/11/20.

Party Information

Debtor(s):

Penthouse Global Media, Inc. Represented By

Michael H Weiss

Defendant(s):

Kelly Holland Pro Se

Revideo, Inc. Pro Se

Plaintiff(s):

DAVID K GOTTLIEB Represented By

Bradley E Brook

Trustee(s):

David Keith Gottlieb (TR)

Represented By

Linda F Cantor ESQ Jeffrey L Kandel Iain A W Nasatir

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CONT... Penthouse Global Media, Inc.

Chapter 7

Bradley E Brook

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1:18-11844 Joe Wallace

Chapter 7

Adv#: 1:19-01136 Vicino Limited Partnership v. Wallace

#8.00 Status conference re complaint for: dischargeability - 523(a)(2), false pretenses, false representation,

fr. 1/23/20, 2/6/20; 5/14/20; 12/10/20, 5/13/21, 9/29/21

Docket 1

Tentative Ruling:

<u>Final Ruling for September 29, 2021:</u> Based on the representations of the parties in their updated status report, the status conference is continued to 11/17/21 at 1:30 p.m. to provide the parties with additional time to negotiate a settlement. An updated status report should be filed no later than 11/3/21. Appearances waived.

Ruling for December 10, 2020: Continued to 5/13/21 at 1:30 p.m.

May 14, 2020

Based on United States District Court Chief Judge's Orders No. 20-042 and 20-05 closing all of the courthouses to the public, and United States Bankruptcy Court Second Amended General Order No. 20-02 making telephonic appearances mandatory, this will be a telephonic hearing only. CourtCall, the Court's telephonic provider, has amended pricing for its services and is offering discounted rates to attorneys through June 30, 2020 and FREE access for parties who do not have an attorney (pro se parties). Telephonic appearances may be arranged by contacting CourtCall at (888) 882-6878 or (866) 582-6878. Additional details are available by visiting their website: https://courtcall.com.

Ruling for February 6, 2020: Parties are ordered to mediation. Status conference continued to 5/14/20 at 1:30 p.m.

Party Information

Debtor(s):

Joe Wallace

Represented By

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CONT... Joe Wallace Chapter 7

Alfred J Verdi

Defendant(s):

Joe Wallace Pro Se

Plaintiff(s):

Vicino Limited Partnership Represented By

David I Brownstein

Trustee(s):

David Seror (TR) Pro Se

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<u>1:30 PM</u>

1:21-11669 Orna Shaposhnik

Chapter 11

#9.00 Chapter 11 voluntary petition individual

Docket 1

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Orna Shaposhnik

Pro Se

Wednesday, November 17, 2021

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1:21-11669 Orna Shaposhnik

Chapter 11

#9.10 Debtor's ex-parte motion to vacate the trustee's sale as a violation of the automatic stay

Docket 8

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Orna Shaposhnik

Pro Se

Wednesday, November 17, 2021

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1:21-11669 Orna Shaposhnik

Chapter 11

#9.20 Subpoena to Testify at a Deposition in a Bankruptcy Cse - Request for Judge Approval

Docket 39

Tentative Ruling:

- NONE LISTED -

Party Information

Debtor(s):

Orna Shaposhnik

Pro Se

Wednesday, November 17, 2021

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1:18-11844 Joe Wallace

Chapter 7

Adv#: 1:20-01073 Seror, Chapter 7 Trustee v. Wallace

#10.00 Status conference re complaint for:

objecting to entry of discharge pursuant to 11 U.S.C. §§ 727(a) and (c) and objection / revocation of discharge - 727(c),(d),(e)

fr. 9/24/20; 1/21/21, 2/18/21, 6/3/21; 9/8/21

Stip to dismiss filed 9/30/21

Docket 1

*** VACATED *** REASON: On 10/6/21, order entered approving stipulation to dismiss adversary proceeding.

Tentative Ruling:

Ruling for February 18, 2021: Continued to 6/3/21 at 1:30 p.m. Plaintiff must file and serve a notice of continued status conference. A joint status report is required by 5/20/21.

Ruling for September 24, 2020: Continued to 1/22/21 at 1:30 p.m. Non-expert discovery cut-off is 5/31/21. Joint status report or stipulation regarding balance of litigation schedule must be filed by 1/8/21. Plaintiff's counsel should lodge a conforming order.

Party Information

Debtor(s):

Joe Wallace Represented By

Alfred J Verdi

Defendant(s):

Joe Wallace Pro Se

Plaintiff(s):

David Seror, Chapter 7 Trustee Represented By

Susan K Seflin

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CONT... Joe Wallace

Chapter 7

Trustee(s):

David Seror (TR)

Represented By Jessica L Bagdanov David Seror

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1:18-12979 Todd Harris Goldman

Chapter 7

Adv#: 1:20-01113 Seror v. Ismail et al

#11.00 Status conference re complaint for

- 1) avoidance of fraudulent transfers with actual intent
- 2) avoidance of constructive fraudulent transfers
- 3) recovery and preservation of avoided transfers

fr. 01/07/21(stip), 2/18/21, 4/29/21; 9/29/21

Docket

*** VACATED *** REASON: order approving stip entered on 10/20/21 hearing continued to 12/15/21 at 1:30 p.m.

Tentative Ruling:

Ruling for April 29, 2021: Litigation deadlines set: 9/1/21 is the last day to join parties and amend pleadings and the last day for discovery to be completed. The last day for case dispositive motions to be filed and served is 10/1/21. Continued status conference is 9/29/21 at 1:30 p.m. Parties must file a brief supplemental report regarding status of the case at least 7 days prior to the hearing. Plaintiff must lodge a scheduling order.

Ruling for February 18, 2021: Deadline for completion of mediation is 4/9/21. Continued to 4/29/21 at 1:30 p.m. The parties must file an updated joint status report by 4/15/21. Alternatively, if the parties have settled, the parties should file a notice of settlement. The Plaintiff should lodge a conforming order.

Party Information

Debtor(s):

Todd Harris Goldman Represented By

Matthew D. Resnik

Defendant(s):

Hasan Ismail Pro Se

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CONT... Todd Harris Goldman

Chapter 7

Nasim Ismail

Pro Se

Plaintiff(s):

David Seror Represented By

Jessica Wellington

Trustee(s):

David Seror (TR) Represented By

Richard Burstein Jorge A Gaitan